



1st August, 2001

7/ Letter
w/ att

Assistant Commissioner
For Patents
United States Patent and Trademark Office
Washington DC 20231

RE: Application of Yasmin Wadia and Scott Alan Prah

Application No. 09/686,594

Filed: October 6, 2000

Title of Invention: Biocompatible Albumin Lamina and Method

Ret
8-21-01

Dear Sir,

I acknowledge the receipt of a letter from your office dated 8th March 2001 informing me that I was named as a joint inventor on the above filed patent application. I believe that the application papers don't reflect the inventorship of what is claimed and I believe myself to be the sole inventor. I have therefore not signed the declaration or oath as I know it to be false. This was communicated to Mr. Derek L Woods Petitions attorney at (703) 305-0014 by telephone as soon as I received the notice. I have had to research my position further and therefore I apologize for the delay in my reply.

My contention is that Dr. Prah has had no inventive input; his students under his guidance only measured the biomaterial I had already invented i.e. the elasticity and tensile strength of this invention. Thus of the 20 claims submitted in the application, he can lay claim to claim-3 (The biocompatible lamina of claim 1, having tensile strength of at least about 625 kPa.) and claim-4 (The biocompatible lamina of claim 1, having an elasticity of about 1700 kPa.)

When the application has been examined, revised and finally approved with the exact allowed claims language and scope of allowed claims, under section 1.48 (correction of inventorship in a patent application) and under section 1.110 (Inventorship and date of invention of the subject matter of the individual claims), I want the application reviewed regarding this inventorship issue. The patent must be issued to the true inventor only.



I want to bring to your attention the oral presentations and publications I have on this subject.

1. Oral presentation: "Liver Repair and Hemorrhage Control Using Laser Soldering of Liquid Albumin in a Porcine Model". International Society for Optical Engineering (SPIE) conference proceedings Vol. 3907 (2000). 1605-7422/00, pg. 74-81.
2. Wadia Y, Xie H, Kajitani M. " Liver Repair and Hemorrhage Control Using Laser Soldering of Liquid Albumin in a Porcine Model". *Lasers in Surgery and Medicine* 2000; 27,vol.4: 319-328
3. Oral presentation: "Sutureless Liver Repair and Hemorrhage Control Using Laser mediated fusion of Human Albumin Used as a Solder." The American Society of Artificial Internal Organs (ASAIO) Annual Conference July 1, 2000 in New York
4. Wadia Y, Xie H, Kajitani M. "Sutureless Liver Repair and Hemorrhage Control Using Laser mediated fusion of Human Albumin Used as a Solder." *Journal of Trauma* 2001; vol.51: 51-59

Enclosures are:

1. Copy of the letter received by me from the USPTO
2. Pages 16-19 from the patent application showing the submitted claims.
3. Wadia Y, Xie H, Kajitani M. "Sutureless Liver Repair and Hemorrhage Control Using Laser mediated fusion of Human Albumin Used as a Solder." *Journal of Trauma* 2001; vol.51: 51-59
4. Wadia Y, Xie H, Kajitani M. " Liver Repair and Hemorrhage Control Using Laser Soldering of Liquid Albumin in a Porcine Model". *Lasers in Surgery and Medicine* 2000; 27,vol.4: 319-328

I would be grateful if I am sent notification when and if the application is approved and with one or more claims being allowed.

Yours truly,

Yasmin Wadia, MD

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MAR 08 2001

**OFFICE OF PETITIONS
A/C PATENTS**

LETTER

In re Application of
Yasmin Wadia and Scott Alan
Prah
Application No. 09/686,594
Filed: October 6, 2000
Title of Invention:
BIOCOMPATIBLE ALBUMIN LAMINA
AND METHOD

Dear Dr. Wadia:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Derek L. Woods at (703) 305-0014. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be

Application No. 09/540,986

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directed to Certification Division at (703) 308-9726 or
1-800-972-6382 (outside the Washington D.C. area).

Danica Larson-Ball
for

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

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